

ASSIGNED

Serial No. 54098

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. OCT 18 1989

Returned to applicant for correction.

Corrected application filed. Map filed OCT 18 1989 under 54096

The applicant. Lincoln Land & Livestock Company

7H Ranch c/o Steve Sharp

of

Ruby Valley

Street and No. or P.O. Box No.

City or Town

Nevada 89833

State and Zip Code No.

hereby make S. application for permission to change the

Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 47928

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.528 cfs  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point NE 1/4 SW 1/4 Section 9, T 28 N, R 58 E, MDB & M.  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the W 1/4 corner of Section 4, T 28 N, R 58 E, MDB & M., bears  
distance to a section corner. If on unsurveyed land, it should be stated.  
N. 21° 03' 29" W., 5727.51 feet.
6. The existing permitted point of diversion is located within Same as Above  
If point of diversion is not changed, do not answer
7. Proposed place of use See Attached Sheet (2632 acres)  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use W 1/2 SW 1/4 Section 4; W 1/2 W 1/2, SE 1/4 SW 1/4, SE 1/4 Section 9, W 1/2 Section 15,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
T 28 N, R 58 E, MDB & M. (760 acres)  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, Pipelines & Sprinkler Systems.  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$10,000  
16 inch casing to 250 feet deep with a Layne &
13. Estimated time required to construct works Bowler Pump and G. E. Induction Motor.

14. Estimated time required to complete the application of water to beneficial use 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

BOYACK SURVEYING, AGENT  
By s/Robert E. Morley

Robert E. Morley  
515 South Fifth Street, Elko, Nevada 89801

Compared bk/ db cl/bk

Protested \_\_\_\_\_

\_\_\_\_\_  
APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 47928 is issued subject to the terms and conditions imposed in said Permit 47928 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 2725, Certificate 458; 6765 Certificate 1448; 6766 Certificate 1449; 48414, 54096, 54098, 54100 and 60025 and proofs of appropriations 04707, 04708, 04709 and 04710 shall not exceed 10,528 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.528 cubic feet per second and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before January 21, 1997

Proof of completion of work shall be filed before February 21, 1997

Application of water to beneficial use shall be made on or before January 21, 1999

Proof of the application of water to beneficial use shall be filed on or before February 21, 1999

Map in support of proof of beneficial use shall be filed on or before February 21, 1999

Completion of work filed MAR 19 1998 IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed MAR 16 2000 State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed MAR 16 2000 office, this 14th day of December,

Certificate No. 15793 Issued JUL 02 2001 A.D. 19 95

*[Signature]*  
State Engineer

## PROPOSED PLACE OF USE:

NW¼, W½ E½, E½ SW¼, E½ W½ SW¼, Lot 1, Lot 7, and portions of Lot 5 and Lot 6 of Section 4; E½ NE¼ Section 5; NE¼, E½ NW¼, E½ W½ NW¼ of Section 9; S½ SW¼, NW¼ SW¼, Lot 1 and portions of Lot 2, Lot 3 and Lot 4 of Section 10; NE¼, a portion of N½ NW¼ of Section 15; Portions of W½ of Franklin Lake, T 28 N, R 58 E, MDB & M; S½ of Section 28; SE¼ SE¼ Section 29; E½ E½ Section 32; All of Section 33; Portions of W½ of Franklin Lake, T 29 N, R 58 E, MDB & M. Total acreage 2632 acres.

2141

NO DEC 19 45 PM

